IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 26TH DECEMBER 2006 / 5TH POUSHA 1928

Bail Appl..No. 7584 of 2006()

CRIME NO.526/06 OF HOSDURG POLICE STATION.

PETITIONER/ACCUSED NO.3:

C. RAJENDRAN (SHOWN AS RAJAN IN THE FIR)
S/O. NARAYANAN, AGED 54 YEARS, J.M.NIVAS,
P.O. KEECHERY, MATTANNUR, KANNUR DISTRICT.

BY ADV. SRI.CIBI THOMAS

RESPONDENTS: COMPLAINANT/STATE:

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1. THE SUB INSPECTOR OF POLICE,
HOSDURG POLICE STATION.

2. STATE REP. BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SHRI K.S.SIVAKUMAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 26/12/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

B.A.No. 7584 OF 2006

DATED THIS THE 26TH DAY OF DECEMBER, 2006

O R D E R

Petitioner who is the 3rd accused in Crime No.526/06 of Hosdurg Police Station for an offence punishable under section 379 read with section 34 IPC in respect of a lorry, seeks anticipatory bail. The offence was committed on 30.11.2006.

2. Learned Public Prosecutor opposed the application submitting, inter alia, that accused 1 and 2 who were the co-accused in the offence were arrested on 9.12.2006 and 15.12.2006 respectively and the petitioner is also having the same degree of complicity. There is no reason why the petitioner should not surrender before the Magistrate concerned and seek regular bail. Accordingly, if the petitioner surrenders before the Magistrate concerned and files an application for regular bail, within two weeks from today, the same shall be considered and disposed of, preferably on the same date on which it is filed.

With this direction, this petition is disposed of.

V.RAMKUMAR, JUDGE

dsn